

DENTAL QUALITY ASSURANCE COMMISSION
Thursday, March 3, 2005
Commission Business Minutes

Department of Health
Phoenix Inn, Olympia

Members Present:

John Davis, DDS, JD, Chair	Bernard Nelson, Public Member
Padmaraj Angolkar, DDS	Lorin Peterson, DDS
Abdul Alkezweeny, PhD, Public Member	Robin Reinke, DDS
Laurie Fan, DDS	Marshall Titus, DDS
Mark Koday, DDS	Fred Quarnstrom, DDS
George McIntyre, DDS	Pramod Sinha, DDS

Members Absent:

Russell Timms, DDS, Vice-Chair
Mark Paxton, DDS

Staff Present:

Joy King, Executive Director	Margaret Gilbert, Senior Staff Attorney
Lisa Anderson, Health Services Consultant 3	Don Painter, Assistant Chief Investigator
Sandra Adix, AAG	Josh Shipe, Health Services Consultant 3
Peter Harris, Staff Attorney	Kim Dinsmore, Administrative Assistant
Dave Magby, Chief Investigator	Mickey Wardell, Health Services Consultant 1
Karl Hoehn, Legal Service Manager	

Others Present:

Rhonda Savage, DDS, WSDA	Todd Herzog, CRNA, WANA
Bryan Edgar, DDS, WSDA	Dan Greenwald, CRNA, WANA
David Hemion, WSDA	Melissa Johnson, Lobbyist, WSDHA

OPEN SESSION

7:15 p.m.

1. CALL TO ORDER- *John Davis, DDS, JD-Chair*

1.1 Introduction of Audience

Dr. Davis publicly acknowledged and thanked the audience for attending and they were asked to introduce themselves

1.2 Approval of Agenda

The agenda was approved as submitted

1.3 Approval of the January 20, 2005 business meeting minutes, and January 21, 2005 Panel A & B minutes

The January 20, 2005 business meeting and the January 21, 2005 Panel A & B minutes were approved as submitted

1.4 Approval of Hearing minutes Nov 8, 9, 10, 15, 16 and Dec 13, 2004

The November 8, 9, 10, 15 and December 13, 2004 Hearing minutes were approved as submitted

2. PROGRAM REPORT, EXECUTIVE DIRECTOR, ASSISTANT ATTORNEY GENERAL - *Joy King, Executive Director, Lisa Anderson, Health Services Consultant, Sandra Adix, Assistant Attorney General*

2.1 Introduction and presentation by Chief Investigator and Legal Services Manager

Dave Magby, Chief Investigator: Introduced Don Painter, Assistant Chief Investigator, and explained their roles within the investigative unit in detail. He reported the Investigative Staff Unit within Health Professions Quality Assurance has increased from 17 to 43 individuals. The goal is to have 25 cases assigned to each investigator. When a high profile case occurs an emergency meeting will be scheduled involving the Investigator, Staff Attorney and Program Manager. Dave talked briefly about the quality of x-rays, chain of evidence, and announced that a work group has been developed to discuss these issues further. He requested input from the commission via e-mails or telephone calls. A follow up report will be forthcoming at a future commission meeting.

Karl Hoehn, Legal Service Manager, Gave a brief overview of the responsibilities within his unit of 28 staff. He reiterated what Dave Magby had spoke about regarding the quality of x-ray issue, chain of custody, and the cost of copying x-rays. He responded to a question from the general public regarding the possibility of digital x-rays being easily manipulated, by stating they are looking into this issue as well.

2.2 Signature Authority – Request for Update

Ms. Lisa Anderson provided a new signature delegation form and explained the need for the update. A motion was moved and carried favorably to accept and endorse the updated form. Josh Shipe, Joy King, Don Painter and Jim Smith were given delegation as requested. Dr. John Davis, Chair signed and returned the form to DOH staff.

2.3 Budget Report-Interim Operating Reports for December, 2004

The interim operating report for December 2004 was provided to the commission for information and review. Ms Joy King, Executive Director, reported on the present budget shortfall and efforts to watch expenditures through the end of the biennium. Ms. King performed a visualization exercise to assist with expressing the seriousness of this matter. She gave some examples of ways to reduce spending, i.e. begin double-siding the business meeting agendas and minutes, and begin sending electronic copies of articles and newsletters whenever possible.

2.4 Continuing Education (CE) Audit Cases – Discussion Points – Handout

Margaret Gilbert, Senior Staff Attorney, gave an update on where the Department is in the process of developing and maintaining a system to not only expedite this process, but to improve customer service. She furnished the Commission with a copy of a second draft letter for their review and comments.

Following a discussion period it was decided that a sub-committee would be formed consisting of the Chair and Vice-Chair, and other interested parties to develop guidelines and steps regarding Continuing Education requirements and audits.

2.5 Rules - Status – Direction

Ms. King and Ms. Anderson advised of their recent meeting with The DOH Rules Manager, Michelle Davis, and other pertinent staff and indicated that rule making will be done, according to the Administrative Procedures Act, using an open public process. In addition, they provided an overview of the Department of Health's Rule Writing procedures and explained in detail the process involved in developing a CR 101, which is the initial step to notify the public that the Commission is intending to review and amend rules and requesting public participation.

2.6 Legislation – Lisa reported on the following bills

HB 1156 – An Act relating to providers of dental services: Did not come out of committee.

HB 1612 – An Act relating to University of Washington dental school faculty: Passed the House of Representatives on 3/2/05.

HB 1689 – An Act relating to dental health services: Passed the House of Representatives on 3/2/05. David Hemion talked about a medical House Bill with similar language, 1289. Dr. Peterson stated that medical and dental residency programs are totally different in scope and design. He expressed concerns about a license being granted without an assessment examination, i.e. the regional general dentistry examination.

HB 1850 – An Act relating to retired volunteer medical workers: Passed the House of Representatives on 3/2/05

2.7 Updated DQAC Member Contact list

Distributed to the Commission for information purposes

2.8 Updated DQAC Meeting Dates and Locations

Distributed to the Commission for information purposes. The April 2005 meeting will be held in Olympia at PPE instead of in Spokane to save costs.

2.9 Media Advisory: Govern Gregoire appoints Mary Selecky, Secretary of Department of Health

Distributed to the Commission for information purposes.

2.10 Sample-Condensed version of Roberts Rules of Order

Distributed to the Commission for information purposes.

3. AMERICAN DENTAL ASSOCIATION (ADA); AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE); AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA); THE DENTAL ASSISTING NATIONAL BOARD, INC (DANB)

3.1 AADE –Letter from Paul G. Sims, DS, PC regarding Citizen of the Year award

Distributed to the Commission for information purposes

3.2 American Board of Dental Examiners, Inc (ADEX) – Memo from Dr. Scott Houfek, President, ADEX

Ms. Lisa Anderson encouraged everyone to take a look at this material. Dr. Lorin Peterson gave a brief presentation regarding his views on the American Dental Licensure Examination Committee meeting which he attended on January 15, 2005.

4. STAFF/COMMISSION MEMBER REPORTS

4.1 John Davis, DDS, JD, – University of Washington Presentation – January 28, 2005

Dr. John Davis gave a brief overview of his presentation and will be sending the Department of Health the Power-point presentation to use in future presentations.

5. WESTERN REGIONAL EXAM BOARD (WREB)

5.1 Member update – Lorin Peterson, DDS and John Davis, DDS, JD

5.2 WREB Newsletter – See Dr. Lorin Peterson's article

Distributed to the Commission for information purposes.

5.3 Western Conference of Dental Examiners and Dental School Deans- July 22-24, 2005 – Mount Hood, Oregon

The announcement of the Western Conference of Dental Examiners and Dental School Deans was distributed to the Commission for information and review. Also, attached were the minutes of the January 8, 2005, Board of Directors meeting which took place in Phoenix, Arizona. Ms. Anderson provided clarification regarding DQAC member travel and registration costs. Dr. Davis is the DQAC Board of Director representative, and WREB will pay for his out-of-state travel for the WREB meeting, the Department will pay his registration to the Western

Conference. Dr. Lorin Peterson, WREB President, travel costs are covered for both the Western Conference and WREB meeting. Dr. Titus is the Exam Review representative and DQAC will pay for his attendance at ERC only. Because the Western Conference will be held in Oregon on July 22-24, 2005, Lisa Anderson, and Vicki Brown DOH may consider attending depending on travel and budgetary limitations.

6. CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

6.1 CRDTS – Letter from Harold Thurman regarding CRDTS Examiner Pool

Distributed to the Commission for information purposes only

7. CONSENT AGENDA

Items listed under the consent agenda are considered to be routine agency matters and will be approved by a single motion of the Commission without separate discussion. If separate discussion is desired, that item will be removed from the agenda and placed on the regular business agenda.

NEWSLETTERS/FYI ARTICLES

- 7.1 NPDB-HIPDB – Data Bank News**
- 7.2 Silverdale and Bainbridge Dentist awarded EnviroStar Certification**
- 7.3 ASPIRE – January, 2005**
- 7.4 The Sentinel – News for DOH Employees – January, 2005**
 - 7.4.1 The Sentinel – February, 2005 – volume 2**
- 7.5 WSDA Article regarding dental amalgam**
 - 7.5.1 WSDA letter from Dr. Lawrence R. Lawton regarding “Scope of Practice”**
- 7.6 Article – Oregon Board Changes Dental Hygiene Rules – From American Dental Association News**
- 7.7 News Article – Yakima Herald Republic – “Yakima Valley Farm Workers Clinic, University of Washington Off-site Dental Training Program”**

The above newsletters and articles were distributed to the Commission for informational purposes. A discussion ensued regarding the necessity of continuing to include this type of material as part of the business meeting packet. It was determined to discontinue this practice, and to e-mail whenever possible.

8. POLICIES/ INTERPRETIVE STATEMENTS, OPINIONS

Any interpretive statement issued by the Commission is advisory and intended for the guidance of the requesting parties only. The interpretive statement is not legally binding and does not have the force and effect of a duly promulgated regulation or declaratory ruling by the Commission.

9. CORRESPONDENCE

- 9.1 Correspondence dated January 25, 2005, received from John C. Kois, DMD, MSD, Director of Creating Restorative Excellence, Inc – Center for Advanced Dental Learning – request for exemption under RCW 18.32.030(4)

9.1.1 Copy of the above cited RCW

The commission reviewed and approved Dr. Kois's request per his letter. Staff will advise his office of the approval.

- 9.2 Correspondence dated February 7, 2005, received from Elizabeth Gately, Program Manager, University of Washington, School of Dentistry – DQAC approval of new affiliation partners.

The UW will provide quarterly updates of any changes in affiliation partners.

CLOSED SESSION

10. EXECUTIVE SESSION

The term "executive session" is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1)(a-k), and only during a regular or special meeting.

The Commission may go into executive session to discuss issues that are appropriate to be handled in closed session such as personnel issues or to obtain legal advice.

11. FUTURE COMMISSION BUSINESS

The CE Audit sub-committee will report their findings back to the full Commission.

A request was made by the Chair to furnish the Commission members with copies of updated organizational charts for Section 3 of HPQA when they become available.

12. BUSINESS MEETING ADJOURNMENT

The business meeting adjourned at 9:50 p.m. The Commission will begin disciplinary panel business on Friday morning, March 4, 2005.

Respectfully Submitted By:

Mickey Wardell, Health Service Consultant I

Commission Approval By:

John Davis, DDS, JD, Chair